

## Article - Public Safety

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§13A–405.

(a) Subject to § 13A–402 of this title, summary courts–martial have jurisdiction to try persons subject to this title, except officers, cadets, and candidates for an offense made punishable by this title under such limitations as the Governor may prescribe.

(b) (1) No person with respect to whom summary courts–martial have jurisdiction may be brought to trial before a summary court–martial if that person objects thereto.

(2) If objection to trial by summary court–martial is made by an accused, trial by special or general court–martial may be ordered, as may be appropriate.

(3) Summary courts–martial may, under such limitations as the Governor may prescribe, adjudge any punishment not forbidden by this title except:

- (i) dismissal;
- (ii) dishonorable or bad–conduct discharge;
- (iii) confinement for more than 1 month;
- (iv) restriction to specified limits for more than 2 months; or
- (v) forfeiture of more than two–thirds of 1 month’s pay.

(c) (1) A summary court–martial is a non–criminal forum.

(2) A finding of guilty at a summary court–martial does not constitute a criminal conviction.

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